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JUL 29 2005

OFFICE OF PETITIONS

In re Application of :
Ned S. Rasor et al. :
Application No. 10/666,562 :
Filed: September 17, 2003 :
Attorney Docket No. 020017-000430US :

DECISION ON PETITION
37 CFR 1.137(b)

This is a decision on the petition under 37 CFR §1.137(b), filed February 22, 2005, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed December 12, 2003. The Notice set a period for reply of two months from the mail date of the Notice. No extensions of time have been obtained pursuant to the provisions of 37 CFR §1.136(a). The date of abandonment of this application is February 13, 2004.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR §1.137(b) in that (1) the reply (oath, filing fee and surcharge); (2) the petition fee of \$750.00 (for a small entity); and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Notice mailed December 12, 2003 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Angela Ortiz at (571) 272-6051, or in her absence, the undersigned at (571) 272-3217.

The application is being referred to the Office of Initial Patent Examining for appropriate action on the concurrently filed reply.

Karen Creasy for
Brian Hearn
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy